

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jin-An JIAO et al.

Application No.: 10/618,338

Confirmation No.: 8452

Filed: July 11, 2003

Art Unit: 1646

For: ANTIBODIES FOR INHIBITING BLOOD
COAGULATION AND METHODS OF USE
THEREOF

Examiner: X. Xie

**DECLARATION OF TERRI SHIEH-NEWTON,
PURSUANT TO 37 C.F.R. § 1.132**

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Terri Shieh-Newton, declare as follows:

1. I am an attorney at Morrison & Foerster LLP, located at 755 Page Mill Road, Palo Alto, CA. I am the attorney of record on the above-identified patent application.
2. I have reviewed the Notice of Allowance mailed on September 28, 2009. This declaration is being submitted in response the requirement for the deposit of biological material stated on page 2 of the Notice.
3. On January 8, 1997, a sample of the hybridoma cell line (H36.D2.B7) producing murine monoclonal antibody H36 ("mAb 1379") was deposited with the American Type Culture Collection ("ATCC"), located at 12301 Parklawn Drive, Rockville, Maryland, U.S.A., and was

accorded ATCC Accession No. HB-12255. (*See* specification, at page 15). The deposit was made under the terms of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure.

4. I hereby declare that, upon granting of a patent from the above-referenced application, all restrictions imposed by the depositor on the availability to the public of the material deposited under ATCC Accession No. HB-12255 will be irrevocably removed, in accord with 37 C.F.R. § 1.808.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Dated: December 23, 2009

Respectfully submitted,



Terri Shieh-Newton
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